

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JAMES CAWLEY,

Plaintiff,

NO. CV-08-0216-JPH

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RICARDO DE LA FUNTA, et al.,

ORDER ADOPTING REPORT AND
RECOMMENDATION TO DISMISS
COMPLAINT

Defendants

On December 2, 2009, Magistrate Judge James P. Hutton issued a report (Ct. Rec. 33) recommending the Court **grant** defendant Yakima County's motion to dismiss the complaint (Ct. Rec. 29) due to plaintiff's apparent abandonment of the case. Objections to the report were due by December 21, 2009. The deadline has passed and no objections have been filed.

Based on the foregoing, the report and recommendation (Ct. Rec. 33) **is ADOPTED in its entirety**. Defendant's motion to dismiss the complaint in its entirety with prejudice (Ct. Rec. 29) is **GRANTED**.

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IT IS SO ORDERED. The District Court Executive is directed to enter this Order, forward a copy to plaintiff and counsel for defendants, and **CLOSE the file.**

DATED this 4th day of January, 2010

s/Robert H. Whaley
ROBERT H. WHALEY
UNITED STATES DISTRICT JUDGE

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